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ROSS ISLAND SAND & GRAVEL CO.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

LAWRENCE BRICE, an individual; JAMAL  
DEONLATREL BRICE, an individual,

Plaintiffs,

v.

ROSS ISLAND SAND & GRAVEL CO., an  
Oregon corporation,

Defendant.

Case No. 2:23-cv-02613-DC-JDP

**STIPULATION AND ORDER FOR  
PHYSICAL EXAMINATION OF  
PLAINTIFF LAWRENCE BRICE**

Complaint Filed: November 9, 2023  
Trial Date: TBD

The parties to this action hereby stipulate and agree as follows:

1. Pursuant to Rule 35 of the Federal Rules of Civil Procedure, the Court may order a party whose mental or physical condition is in controversy to submit to a physical or medical examination by a suitably licensed or certified examiner. *See* Fed. R. Civ. P. 35.

2. In this case, a controversy exists regarding the physical condition of Plaintiff LAWRENCE BRICE (“Plaintiff”), and good cause exists for a physical examination of Plaintiff.

3. A physical examination of Plaintiff will be conducted by Ian Stine, M.D., a licensed physician with a specialty in orthopedics and orthopedic surgery. The examination will take place on April 3, 2025, beginning at 12:30 p.m., at 2180 West Grant Line Road, Tracy CA 95376.

5. It is also agreed by and between counsel that
  - a. Counsel for the examinee may attend the examination;
  - b. No invasive or painful procedures will be performed on Plaintiff and no blood will be drawn;
  - c. Defendant will compensate Plaintiff for mileage to and from the IME.
  - d. Counsel for Defendant will provide a copy of Dr. Stine's report to Plaintiff.

The report must be a detailed written report of the examiner setting out the examiner's findings, including results of all tests made, diagnoses, and conclusions. Fed. R. Civ. Proc. 35(b)

DATED: March 26, 2025

By: /s/ Jonathan W. Thames  
JONATHAN W. THAMES  
GRACE HARRIETT  
Attorneys for Defendant  
ROSS ISLAND SAND & GRAVEL CO.


DATED: February 27, 2025

By: /s/ Mindy S. Bish (as authorized on 2/27/25)  
MINDY S. BISH  
Attorneys for PLAINTIFFS  
LAWRENCE BRICE AND JAMAL BRICE

**ORDER**

IT IS SO ORDERED.

Dated: March 28, 2025

  
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JEREMY D. PETERSON  
UNITED STATES MAGISTRATE JUDGE